

## **IC 9-32-10**

### **Chapter 10. Motor Vehicle Sales Advisory Board**

#### **IC 9-32-10-1**

##### **Establishment of motor vehicle sales advisory board**

Sec. 1. The motor vehicle sales advisory board is established to advise the secretary in the administration of this article.

*As added by P.L.92-2013, SEC.78.*

#### **IC 9-32-10-2**

##### **Composition of board**

Sec. 2. (a) The advisory board is composed of the secretary and eleven (11) persons appointed by the governor upon the recommendation of the secretary as follows:

(1) Two (2) of the appointed members must be franchised new motor vehicle dealers as follows:

(A) One (1) member must have sold fewer than seven hundred fifty (750) new motor vehicles in the year before the member's appointment.

(B) One (1) member must have sold more than seven hundred forty-nine (749) new motor vehicles in the year before the member's appointment.

(2) Two (2) of the appointed members must represent the automobile manufacturing industry, and each must have been an Indiana resident for at least two (2) years immediately preceding the member's appointment.

(3) Two (2) of the appointed members must represent the general public and may not have any direct interest in the manufacture or sale of motor vehicles.

(4) One (1) member must represent used motor vehicle dealers that are not franchised new motor vehicle dealers.

(5) One (1) member must represent used motor vehicle auctioneers.

(6) One (1) member must represent the automobile salvage and recycling industry.

(7) One (1) member must represent boat dealers.

(8) One (1) member must represent the recreational vehicle industry.

(b) Not more than six (6) members of the advisory board may be of the same political party.

*As added by P.L.92-2013, SEC.78.*

#### **IC 9-32-10-3**

##### **Term of appointment; removal; vacancies**

Sec. 3. (a) A member appointed to the advisory board under section 2 of this chapter serves a three (3) year term. A person may not serve more than two (2) consecutive full terms. Each appointed member serves until the member's successor is appointed and qualified.

(b) A member may be removed for good cause.

(c) A vacancy shall be filled by appointment of the governor for the unexpired term.

*As added by P.L.92-2013, SEC.78.*

#### **IC 9-32-10-4**

##### **Compensation; membership not the holding of a public office**

Sec. 4. Members of the advisory board are entitled to receive the expenses and per diem allowed by law. Membership on the advisory board does not constitute the holding of a public office.

*As added by P.L.92-2013, SEC.78.*

#### **IC 9-32-10-5**

##### **Officers**

Sec. 5. The secretary shall serve as chairperson of the advisory board. The advisory board shall elect a vice chairperson and secretary from the appointed members during the first month of each year. The vice chairperson and secretary serve until their successors are appointed and qualified and may be removed for good cause.

*As added by P.L.92-2013, SEC.78.*

#### **IC 9-32-10-6**

##### **Meeting; required frequency and on call**

Sec. 6. The advisory board shall meet at least one (1) time during a calendar year. Additional meetings may be convened at the call of the secretary or the written request of any three (3) members.

*As added by P.L.92-2013, SEC.78.*

#### **IC 9-32-10-7**

##### **Meetings; quorum; majority vote**

Sec. 7. Seven (7) members of the advisory board constitute a quorum for doing business. The majority vote of the members of the quorum, present and voting, is required for the passage of a matter put to a vote of the advisory board.

*As added by P.L.92-2013, SEC.78.*

#### **IC 9-32-10-8**

##### **Powers of advisory board**

Sec. 8. The advisory board is vested with the following powers:

- (1) To consult with and advise the secretary.
- (2) To suggest rules, including the following:
  - (A) The contents of forms.
  - (B) Methods and procedures for the investigation and evaluation of the qualifications of applicants for licenses.
  - (C) The criteria upon which to issue, deny, suspend, and revoke licenses.
  - (D) Procedures for the investigation into and conduct of hearings on unfair practices.

*As added by P.L.92-2013, SEC.78.*